



US Army Corps
of Engineers®

Public Notice

Public Notice No. 06-95

Date: September 8, 2006

Nashville District

Application No. 2006-02001

Expires: October 9, 2006

Please address all comments to: Nashville District Corps of Engineers,
Regulatory Branch, Attn: Lisa R. Morris, 3701 Bell Road, Nashville, TN 37214
Telephone (615) 369-7504. Fax (615) 369-7501.

JOINT PUBLIC NOTICE US ARMY CORPS OF ENGINEERS TENNESSEE VALLEY AUTHORITY

SUBJECT: Proposed Commercial Marina Reconstruction, Dredging and Change of Harbor Limits at Clay's Marina, Chandler Branch Mile 0.5, Left Bank, Tennessee River Mile 367.0, Right Bank, Marshall County, AL

TO ALL CONCERNED: The project described below has been submitted for a Department of the Army (DA) Permit pursuant to **Section 10 of the Rivers and Harbors Act of 1899** and approval from the Tennessee Valley Authority (TVA) pursuant to **Section 26a of the TVA Act**.

APPLICANT: CCL Associates, LLC
675 Mansell Road, Suite 145
Roswell, Georgia 30076

LOCATION: Chandler Branch Mile 0.5, Left Bank, of Tennessee River Mile 367.0, Right Bank, Guntersville Lake, Marshall County, AL. USGS Map: Columbus City, AL Lat: 34-28-00, Lon: 86-13-00. TVA Tract No. XGR-258; RLR No. 171391.

DESCRIPTION: The applicant is planning to revitalize existing commercial Clay's Marina. Currently the marina consists of dilapidated amenities such as covered boat docks, marina, boat ramp and camping facilities. Furthermore, siltation of the original channel and harbor has occurred. The project would include repair of an existing seawall, construction of a new seawall, dredging of the harbor limits, and demolition of the dilapidated boat docks for construction of new boat slips. In addition, above Elevation 600, abandoned trailers and storage shed currently exist. The project would include demolition and removal of the abandoned structures and replacement with new construction of residential condominiums.

Revitalization of the original marina would occur within the boundary of the originally permitted harbor limits. Additional harbor limits are proposed to accommodate courtesy docks for the marina. The proposed harbor limits would extend no more than one third of the width of the reservoir at Chandler Branch. The proposed harbor limits are shown on Exhibit B.

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New wooden boat docks are proposed to be constructed within the existing and proposed harbor limits. The docks would be placed on piles and would be fixed (non-floating). Exhibit B shows the orientation of the proposed docks. In addition, the existing sea wall would be repaired and extended and the channel and harbor limits would be dredged to an approximate bottom Elevation 588. Normal Summer Pool is Elevation 595; Normal Winter pool is Elevation 593. The dredged materials are expected to consist of sandy and silty soils that have been deposited over time within the harbor and channel limits. The approximate 12,900 cubic yards of dredged materials would be properly dried, disposed, and reused on the upland property above Elevation 600 or hauled off-site. Backfill material for the seawall would be imported washed stone or from on-site sources.

The decision whether to issue a permit would be based on an evaluation of the probable impacts including cumulative impacts of the activity on the public interest. That decision would reflect the national concern for both protection and utilization of important resources. The benefit, which reasonably may be expected to accrue from the work, must be balanced against its reasonably foreseeable detriments. All factors, which may be relevant to the work, would be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people. A permit would be granted unless the District Engineer determines it to be contrary to the public interest.

The Corps of Engineers is soliciting comments from the public; federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received would be considered by the Corps of Engineers to determine whether to issue, modify, condition, or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historical properties, water quality, general environmental effects, and other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment (EA) and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity. An EA would be prepared prior to a final decision concerning issuance or denial of the requested DA Permit.

Based on available information, the proposed work would not destroy or endanger any federally listed threatened or endangered species or their critical habitats, as identified under the Endangered Species Act, and, therefore, initiation of formal consultation procedures with the U.S. Fish and Wildlife Service is not planned at this time.

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The National Register of Historic Places has been consulted and no properties listed in or eligible for the National Register are known which would be affected by the proposed work. This review constitutes the full extent of cultural resources investigations unless comment to this notice is received documenting that significant sites or properties exist which may be affected by this work, or that adequately documents that a potential exists for the location of significant sites or properties within the permit area. Copies of this notice are being sent to the office of the State Historic Preservation Officer and the U.S. Department of the Interior, National Park Service.

In addition to the DA and TVA permits, other federal, state, and/or local approvals may be required for the proposed work.

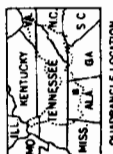
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for hearings shall state, with particularity, the reasons for holding a hearing. Written statements received in this office on or before **October 9, 2006**, would become a part of the record and would be considered in the determination. Any response to this notice should be directed to the Regulatory Branch, Attn: Lisa Morris, at the address above.

It is not necessary to comment separately to TVA or the Commonwealth since copies of all comments would be sent to those agencies and would become part of their records on the proposal. Point of contact with TVA is Ben Bean, Land Use Representative, Guntersville Watershed Team, telephone (256) 571-4292.

If you received this notice by mail and wish to view all of the Exhibits, please visit our web site at: <http://www.lrn.usace.army.mil/cof/notices.htm>, or contact Ms. Morris at telephone (615) 369-7504 or the address above.



COLUMBUS CITY, ALA.
34086-02-17-A-024
1947
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DMA 3750 / 179 - SERIES 7944

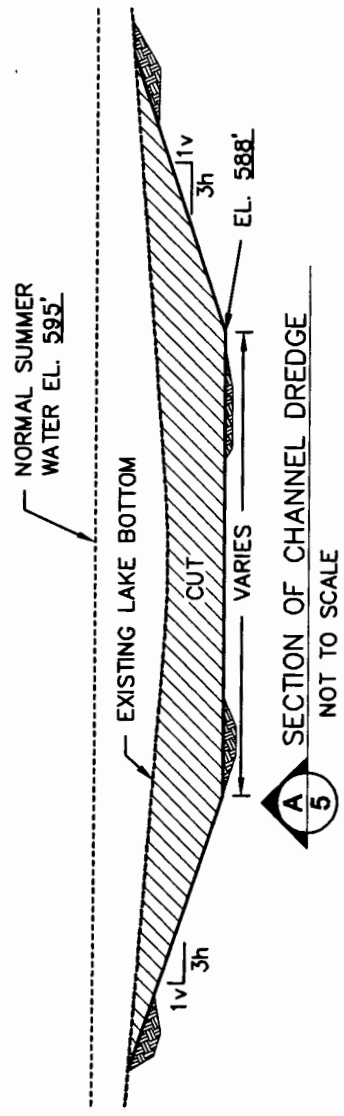
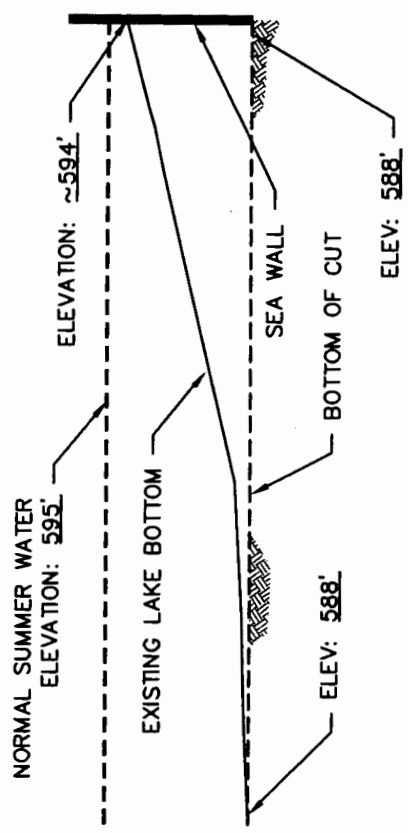
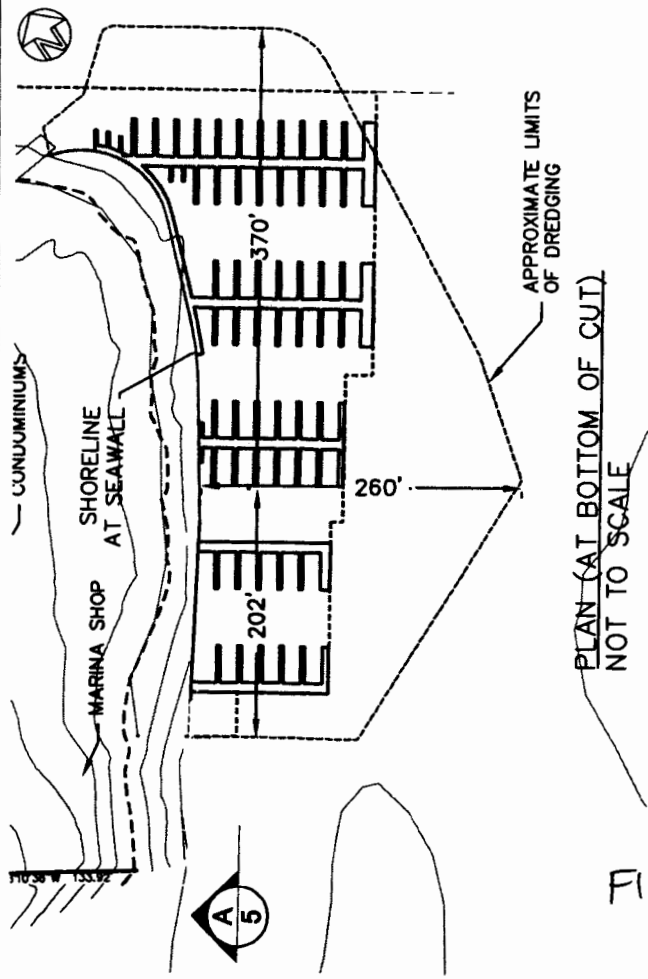


LAKE GUNTERVILLE MARINA REVITALIZATION
SITE LOCATION MAP

FIGURE
1

TRACT XGR 258

APPROVED BY:	DATE:
DRAWN BY: CHM	DATE: 11/29/05
CHECKED BY: JMS	DATE: 12/1/05
LAST REV BY: JMS	DATE: 12/1/05
PROJECT: 2006-02001	



ESTIMATED CU. YARDS TO BE REMOVED: 11,400

EXHIBIT C
FILE NO. 2006-02001
PN 06-95

THE NORMAL SUMMER WATER LEVEL IS:
595'



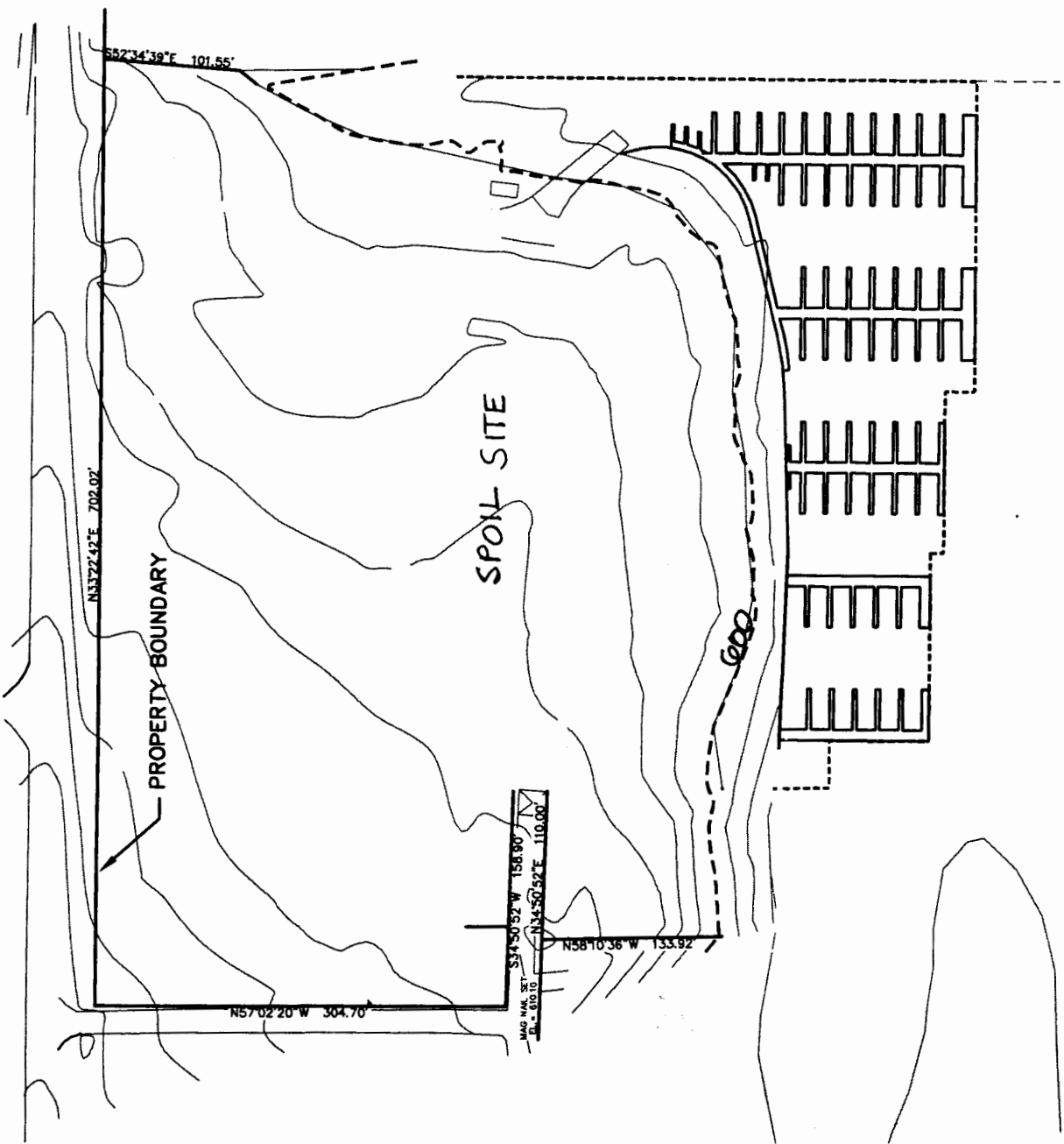
APPROVED BY:	DATE:
DESIGNED BY:	DATE: 11/25/03
CHECKED BY:	DATE:
LAST REV BY:	DATE: 6/27/03
LAST REV BY:	DATE: 12/03/03
PROJECT NUMBER:	258

LAKE GUNTERSVILLE MARINA REVITALIZATION
CHANNEL DREDGE PLAN

TRACT XGR 258



EXHIBIT D
FILE NO. 2006-02001
PN 06-95



LEGEND

----- PROPOSED HARBOR LIMITS

----- 600 FT. CONTOUR

SCALE IN FEET

Aquaterra
Engineering

APPROVED BY: _____ DATE: _____

DESIGNED BY: CHM	DATE: 11/28/06
CHECKED BY: _____	DATE: _____
LAST REV BY: 1	DATE: 04/07/06
LAST DATED BY: Owners	DATE: 10 Aug 06
PROJECT NO: 0118	FILED 11/06/06

LAKE GUNTERVILLE MARINA REVITALIZATION
OVERALL CONCEPT SITE PLAN

TRACT XGR 258

FIGURE
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